

subject to the provisions of this act, but shall hold elections as provided by existing laws regulating the same.

Senator Scott moved to amend by adding Harrison. Accepted.

Senator Phillips moved to amend by adding Victoria, Gonzales, Jackson and Bexar. Accepted.

Senator Wood moved to amend, by adding Liberty. Accepted.

The yeas and nays being called on passing the bill to a third reading, stood thus:

Yeas. Senators, Bagby, Bourland, Brashear, Burleson, Cuney, Grimes, Jewett, McKinney, McNeel, Miller, Parker, Robinson, Wallace and Williams—14.

Nays. Senators, Hogg, Kinney, Navarro, Phillips, Scott and Wood—6. Carried.

Senator Wood, Chairman of the committee on Military Affairs, to whom was referred a bill, ceding to the United States jurisdiction over all forts and arsenals within this State, reported a substitute for the original bill, and recommended its passage. Substitute adopted.

On motion, the Senate adjourned until to-morrow, 10 o'clock A. M.

SENATE CHAMBER }
TUESDAY March 17th 1846 }
10 o'clock A. M.

Senate met pursuant to adjournment—roll called and a quorum present.

Journals of the preceding day read and adopted.

The President *pro tem.* announced a communication from the Sergeant-at-Arms, tendering his resignation: which was read and accepted.

Senator Phillips, moved that the election of a Sergeant-at-Arms be now gone into; motion laid on the table until to-morrow at 10 o'clock.

Senator McNeel presented the petition of James Hamilton, praying an adjustment of his claims against the late Republic of Texas,

Also, the petition of James Holford, praying like relief.

Also, the petition of Wm. S. Whitmore, praying like relief;

which were severally read and referred to a select Committee to act in conjunction with a like Committee on the part of the House.

Senators, McNeel, Williams, and Robinson were appointed said Committee on the part of the Senate.

Senator Williams, chairman of the Committee on Public Lands, to whom was referred the petition of Horatio M. Hank, and Simpson Holloway, reported a bill for their relief.

Also, to whom was referred the petition of Mary Potter, and, other heirs of Philip Potter, reported the same back to the Senate, and asked to be discharged from its further consideration; report adopted.

Also, to whom was referred, a bill to require the holders of land certificates to locate the same; reported with amendments.

Also a bill, supplementary to an act authorizing the issuing of duplicate land warrants discharges and head rights, on certain conditions—approved, Jan. 15th, 1841; reported the same back without amendments, and recommended its passage.

Senator McNeel, Chairman of the committee on Education, to whom was referred the petition of the citizens of Galveston, praying the passage of a law authorizing the authorities of the city of Galveston to levy a tax for the support of free schools, reported a bill for that purpose, and recommended its passage; read 1st time.

Senator Scott, Chairman of the Committee on Enrolled bills, reported that the committee had examined the following bills:

An act to create the County of Leon.

An act to create the County of Grayson—and the same being signed by the Speaker of the House, and the President of the Senate, were this day presented to the Governor for his approval.

On motion of Senator McKinney, a bill to prohibit individuals from issuing bills, checks, promissory notes, or other paper to circulate as money, was taken up.

Senator McKinney offered the following amendment, to come in at the end of the 1st section.

Provided, however, that the provisions of this act shall not be construed so as to prevent parties from drawing drafts or bills of exchange, as is customary in commercial or business transactions.

The yeas and nays being called for, stood thus;

Yeas. Senators, Burleson, Kinney, McKinney, McNeel, Navarro, and Williams—6.

Nays. Senators, Bagby, Bourland, Brashear, Cuney, Hogg, Jewett, Miller, Parker, Phillips, Robinson, Scott, Wallace and Wood—13.

On motion of Senator Phillips, the bill was laid on the table till Monday next, at 11 o'clock.

A bill to provide for a change of venue in civil and criminal cases, being the special order of the day, was read 3d time, and the yeas and nays on its passage, stood as follows:

Yeas. Senators, Burleson, Cuney, Hogg, Jewett, McKinney, McNeel, Miller, Navarro, Parker, Phillips, Robinson, Wallace, and Wood.—13.

Nays. Senators, Bagby, Brashear, Bourland, Scott, and Williams.—5.

So the bill passed.

ORDERS OF THE DAY.

Amendments of the House, to a bill to create the county of Polk—Senate refused to concur, and Senators, Wood, Scott and Jewett, were appointed a committee of Conference on the part of the Senate.

Amendments of the House, to a bill to create the county of Hopkins, on motion laid on the table until to-morrow.

A bill to organize the county of Anderson.

Senator Parker offered the following amendments:

In caption, strike out "organize," and insert "create;" in section 2nd, sixth line, insert "a" before "separate;" in section 2nd, sixth line, strike out the words "as to," and insert "and."

Adopted, and bill passed to 3d reading.

A bill to provide for the enumeration of the inhabitants of the State of Texas, was read 3d time and passed.

A bill to direct the mode of voting in all popular elections; read 3d time, and upon its final passage, yeas and nays stood thus:

Yeas. Senators, Bagby, Bourland, Brashear, Cuney, Jewett, McKinney, McNeel, Miller, Parker, Robinson, Wallace and Williams.—12.

Nays. Senators, Burleson, Hogg, Kinney, Navarro, Phillips, Scott and Wood—7.

A bill to create a new county, out of part of the counties of Gonzales, Victoria and Goliad, to be called the county of De Witt; passed to 3d reading.

A bill to define the boundary of the county of Brazoria; passed to 3d reading.

A Bill to create the county of Burleson; passed to 3d reading

A bill to define the duties of Comptroller of the State of Texas; laid on the table until to-morrow.

A bill defining the duties of State Treasurer; read 3d time and passed.

A bill appropriating \$3,000 for the contingent expenses of both Houses of the Legislature; read 3d time and passed.

A bill ceding to the United States, jurisdiction over all ports and arsenals; laid on the table.

Senator Cuney introduced a bill to authorize and request the Judge of Probate of Jackson county, to permit the administration of the estate of Pinckney Caldwell to be removed to the county of Austin; read 1st time.

A bill defining the mode of conveying property in which the wife has an interest; read 2d time and referred to Judiciary committee.

A bill to prohibit the writing, printing, publishing, or distributing, any thing having a tendency to produce discontent among the free colored population of this State, or insubordination among the the slaves; read 2d time and referred to Judiciary committee.

A bill to abolish capital punishment, except for treason against the State, or the United States; read 2d time and referred to Judiciary Committee.

Resolution, providing for the adjournment, of the Legislature *sine die*, on the 10th of April next, was laid on the table.

A bill defining the duties of District Attorneys; read 2d time and referred to Judiciary committee.

A bill to define the duties of Attorney General; read 2d time and referred to Judiciary committee.

A bill to enable the Governor to fill all vacancies that may occur during the recess of the Legislature; read 2d time and laid on the table.

A bill regulating the proceedings against all receivers of public monies, failing to pay the same into the Treasury; read 2d time and referred to Finance committee.

A bill to locate the seat of justice of the county of Guadalupe; passed to 3d reading.

A bill to create the county of La Vaca; referred to committee on County Boundaries.

A bill to create the county seat of De Witt county; passed to 3d reading.

A bill to locate the county seat of La Vaca county; referred to committee on County Boundaries.

A bill to define the boundaries of Fort Bend county; passed to 3d reading.

A bill to enable the county surveyor of Rusk county, to make a complete map of said county; referred to committee on County Boundaries.

A bill to provide for the location of the county seat of Austin county; passed to 3d reading.

A bill to create the county of Wharton; referred to committee on County Boundaries.

A bill to create the county of Comal; referred to committee on County Boundaries.

A bill to establish the county seat of Comal county; referred to committee on County Boundaries.

A bill to repeal an act creating a board of Medical Censors; read 2d time and laid on the table.

A message was received from the House transmitting various bills:

A bill to create the county of Panola; read 1st time.

Joint resolution, providing for persons residing in the first Congressional District, to vote in the city of Austin, read 2d time and referred to committee on Privileges and Elections.

On motion of Senator Williams, the bill to create the county of Collin, was taken up and amended—bill read 3d time and passed.

Senator Williams, introduced a bill, to authorize the Commissioner of the General Land Office, to correct errors in field notes; also a bill to authorize the Commissioner to issue patents on land scrip sold in New Orleans, when the same has been located in two surveys: which were severally read 1st time.

A message was received from the Governor, informing the Senate that he had approved the following bills.

"An act better to define the boundaries of Fannin County."

"An act to postpone the holding of the District courts in the several Judicial Districts."

"An act to create the county of Leon."

"An act to create the county of Denton."

A message from the House, informing the Senate, that the House had appointed Messrs. Rose, Russell, and Eddy, a committee of conference, on the act to create the county of Polk, and had also appointed Messrs. Pease, Bourland, Gray, Holland, and McNeel, a select committee to act with the committee from the Senate, on the memorial of James Hamilton and others.

On motion of Senator Williams, a bill to create the county of Hopkins, was taken up.

First, Second, and Third amendments of the House concurred in; Fourth amendment rejected, and Senators, Williams Bagby, and Scott, appointed a committee of conference on the part of the Senate.

On motion, the Senate adjourned, until tomorrow 10 o'clock A. M.

SENATE CHAMBER, }
WEDNESDAY, March 18, 1846. }
10 o'clock A. M.

Senate met, pursuant to adjournment—roll called, and a quorum present.

Journals of the preceding day, were read and adopted.

On motion of Senator Wallace, the vote was re-considered which appointed a committee of Conference on a bill to create the county of Hopkins.

Senator Scott, Chairman of committee on Enrolled Bills, reported as correctly enrolled, a joint resolution concerning the protection of the frontier.

Senator Bourland, Chairman of the committee on County Boundaries, reported the following bills without amendments and recommended their passage:

A bill to create the county of Comal.

A bill to establish the county seat of the county of Comal.

A bill to enable the County Surveyor of Rusk county, make a complete map of said county.

Senator Hogg, Chairman of the Judiciary committee, whom was referred a bill to organize Justices' Courts, reported by substitute. Substitute adopted.

Senator Jewett, on behalf of the Select committee appointed for that purpose, introduced a bill to vest in the State escheated property, which was read 1st time.

On motion of Senator McKinney, 25 copies were ordered to be printed.

Senator Bagby introduced the following bills:

A bill for the benefit of religious societies in this State; read 1st time.